

05-21-2001

Form PTO-1595  
1-31-92

2 SHEET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

101723914

Attorney's Docket No. 89-166C

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

<p>1. Name of conveying parties: Rowan O. Brick, Deceased Cathleen A. Meyer <b>5-14-01</b></p> <p>Additional name(s) of conveying party(ies) attached? [ ] Yes [x] No</p> <p>3. Nature of conveyance: <b>Assignment</b></p> <p>Execution Date: <u>5/3/01, 11/21/00</u></p>	<p>2. Name and Address of receiving party</p> <p>Name: <u>The Boeing Company</u></p> <p>Internal Address: <u>P.O. Box 3707, M/S 13-08</u> <u>Seattle, WA 98124-2207</u></p> <p>Street Address: <u>7755 E Marginal Way S, M/S 13-08</u> <u>Seattle, WA 98108</u></p> <p>Additional name(s) &amp; address(es) attached? [ ] Yes [x] No</p>		
<p>4. Application number(s) or patent number(s):</p> <p>If this document is being filed together with a new application, the execution date of the application is: <u>5/9/01</u></p> <table border="0"> <tr> <td data-bbox="84 724 803 850"> <p>A. Patent Application No.(s) <u>09/574,590</u></p> </td> <td data-bbox="803 724 1549 850"> <p>B. Patent No.(s)</p> </td> </tr> </table> <p>Additional numbers attached? [ ] Yes [x] No</p>		<p>A. Patent Application No.(s) <u>09/574,590</u></p>	<p>B. Patent No.(s)</p>
<p>A. Patent Application No.(s) <u>09/574,590</u></p>	<p>B. Patent No.(s)</p>		
<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Name: <u>Conrad O. Gardner</u></p> <p>Internal Address: <u>The Boeing Company</u> <u>P.O. Box 3707, M/S 13-08</u> <u>Seattle, WA 98124-2207</u></p> <p>Street Address: <u>7755 E Marginal Way S, M/S 13-08</u> <u>Seattle, WA 98108</u></p>	<p>6. Total number of applications and patents involved: <u>1</u></p> <p>7. Total fee (37 CFR 3.41). . . . \$ <u>40.00</u></p> <p>[ ] Enclosed</p> <p>[x] Authorized to be charged to Deposit Account</p> <p>8. Deposit Account number: <u>02-2960</u></p>		

DO NOT USE THIS SPACE

9. Statement and signature.  
*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

<p><u>Conrad O. Gardner</u> Name of Person Signing</p>	<p> Signature</p>	<p><u>5/9/01</u> Date</p>
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Total number of pages including cover sheet, attachments, and documents: Total number 12

OMB NO. 0651-0011 (exp. 4/94)

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## ASSIGNMENT

We, John E. Brick of Bellevue, King County, Washington, executor of the estate of deceased inventor, Rowan O. Brick, and Cathleen A. Meyer, Pacific, Washington have invented new and useful improvements entitled "LIGHTNING PROTECTION FOR ELECTRICALLY CONDUCTIVE OR INSULATING SKIN AND CORE FOR HONEYCOMB STRUCTURE," described and claimed in the specification forming part of our application for letters patent of the United States of America, which was filed May 18, 2000, as Serial Number 9/574,590. This is an Assignment to The Boeing Company, a corporation of the State of Delaware, having its principal place of business at Seattle, King County, Washington.

In consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is acknowledged, I sell, assign, and transfer to The Boeing Company my full and exclusive right, title, and interest in and to the invention for the United States of America and all foreign countries, including the right to apply for patents, or inventor's certificates in the name of The Boeing Company in foreign countries, and in and to the application for letters patent of the United States of America. The Boeing Company shall hold the invention as the assignee for the use and benefit of itself and of its successors and assigns as fully and entirely as I would have held and enjoyed the invention had this assignment and sale not been made.

Dated 5-3-2001



John E. Brick

Executor of the Estate of Rowan O. Brick

PROOF OF AUTHORITY for John E. Brick to act  
on behalf of deceased inventor, Rowan O. Brick is  
attached.

Dated November 21, 2000

Cathleen A. Meyer  
Cathleen A. Meyer

## APPOINTMENT OF MANAGING TRUSTEE

WHEREAS, Kathrin E. Darter, John E. Brick and Lisa A. Brick were appointed as Trustees of the Brick Family Trust, dated July 29, 1992; and

WHEREAS, the Trustees desire to appoint a managing trustee to conduct the day to day activities of the Trust and to implement such actions as have been appropriately authorized to be executed by the Trustees;

NOW THEREFORE, pursuant to the authority of RCW 11.98.016 and for the reasons stated above, the Trustees hereby appoint John E. Brick of 362 167th Avenue NE, Bellevue, WA 98008, to be the Managing Trustee of the Brick Family Trust dated July 29, 1992.

The Managing Trustee shall be the person primarily responsible for the overall supervision of the activities and affairs of the Trust and for implementation any action of the Trustees taken pursuant to the provisions of the Trust, or for the performance of and/or implementation of any other duty of the Trustees under the Trust, including, but not limited to, opening such bank account or accounts as the Managing Trustee deems necessary to further the purposes of the Trust, giving of notice to beneficiaries of their right of withdrawal pursuant to the terms of the trust, applying for and purchasing any life insurance policy insuring the life of the Trustor, and exercising any incidents of ownership over any life insurance policy which is part of the Trust Estate. The signature of the Managing Trustee shall be sufficient to implement any action of the Trustees taken pursuant to the provisions of the Trust.

WHEREUPON, the Trustees of the Trust hereby execute this Appointment of Managing Trustee dated as set forth below.

Dated: 1-24-2000

Kathrin E. Darter  
Kathrin E. Darter, Trustee

Dated: 1-24-2000

John E. Brick  
John E. Brick, Trustee

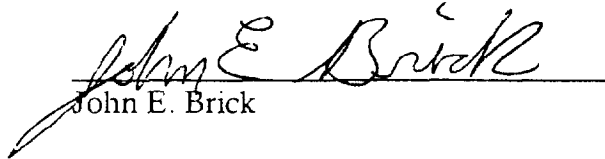
Dated: 1-24-00

Lisa A. Brick  
Lisa A. Brick, Trustee

ACCEPTANCE BY THE MANAGING TRUSTEE

In consideration of the foregoing, the Managing Trustee of the Brick Family Trust acknowledges and accepts his appointment and agrees to act in accordance with all pertinent terms and conditions of the Trust and the applicable governing law.

Acknowledged and accepted this 24<sup>th</sup> day of January, 2000.

  
John E. Brick

**SAM K. ECK**

ATTORNEY AT LAW

12951 Bel-Red Road, Suite 120 • Bellevue, WA 98005-2628  
(425) 450-0884 • FAX (425) 635-0336 • sameck@usa.net

**TRUST CERTIFICATION**

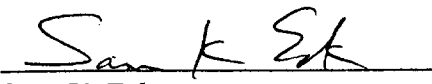
TO WHOM IT MAY CONCERN:

Date: February 14, 2000

RE: The Brick Family Trust, dated July 29, 1992, Rowan O. Brick and Helen K. Brick, Trustors and/or Trustees, made under the laws of the State of Washington, by Rowan O. Brick and Helen K. Brick.

The undersigned, an attorney licensed to practice law in the State of Washington, certifies to you that:

1. The above Trust Agreement is in full force and effect.
2. The names of the Co-Trustees now acting under the Trust Agreement (and who are the only Trustees qualified to act) are:  
  
Kathrin E. Darter, John E. Brick and Lisa A. Brick
3. Attached is a full, true, and accurate copy of the first, seventh, seventeenth, eighteenth, nineteenth and forth-sixth pages of the original Trust Agreement above-referenced.
4. The above-referenced Trust Agreement has not been amended, modified, supplemented or revoked.

  
Sam K. Eck

**BRICK FAMILY TRUST**  
**(Married - Living Trust AB)**

**CREATION OF THE TRUST**

This revocable Living Trust is formed to hold title to real and personal property for the benefit of the creators of this Trust and to provide for the orderly use and/or transfer of such assets during the life of this Trust and upon the demise of the creators of this Trust.

Notwithstanding the foregoing, the power and authority granted hereunder to Settlor/Trustees is held by the Settlers during their joint lifetimes in their capacity as managers of the community property, subject to all restrictions imposed by law on their management of the community property and the description of the Settlor powers hereinafter set forth in this Trust.

Name of Trust

This trust shall be known as:

"The Brick Family Trust, dated July 29, 1992, Rowan O. Brick and Helen K. Brick, Trustors and/or Trustees."

Parties to the Trust

This Trust is entered into by and between Rowan O. Brick and Helen K. Brick of the County of King, State of Washington, hereinafter called "Settlors" or "Trustors" or separately, "Husband" or "Wife", and Rowan O. Brick and Helen K. Brick of the County of King, State of Washington, hereinafter called "Trustees" or "Trustee", and "Beneficiaries" or "Beneficiary" while living.

Trustee Authority to Act Independently

The above named Settlor Trustees shall serve jointly and severally and either shall have full authority for the Trust without the consent of the other, to act independently in performing transactions on behalf of the Trust, except as to transactions involving real property owned by

## SUCCESSOR TRUSTEE

Upon the death, resignation, or incompetency of a Trustee, the Surviving or Successor Trustee(s) immediately assumes the duties of Trustee and begins managing the Trust according to its terms.

### Surviving Trustee

In the event of the death of either Rowan O. Brick, or Helen K. Brick, or if for any reason either ceases to serve as Trustee hereunder, the Trustors nominate and appoint the remaining or surviving original Trustee to serve as sole Trustee hereunder without the approval of any court.

### Successor Trustee

In the event of the death of the remaining or surviving original Trustee(s), or if for any reason such person(s) cease(s) to serve as Trustee(s) hereunder, the Trustors nominate and appoint Kathrin E. Darter, John E. Brick and Lisa A. Brick to serve as Successor Trustee(s) hereunder without the approval of any court.

When more than one person is named with others to act as Successor Co-Trustees and one of the named persons is unable or unwilling for any reason to serve or to continue to serve, and no additional persons are named herein to take the place of such Trustee who is unable or unwilling for any reason to serve or to continue to serve, the Settlers direct that the remaining named Successor Co-Trustee(s) shall continue to serve as Co-Trustees (or if only one remains, Trustee) hereof without the approval of any court.

### Successor Co-Trustees Must Act Together

When there is more than one Successor Trustee acting simultaneously with other designated Trustees, the Co-Trustees so serving must act in concert. This provision does not apply to the Settlor(s).



### Specific Trustee Powers

By way of illustration and not of limitation and in addition to any inherent, implied or statutory powers granted to Trustees generally, the Trustee is specifically authorized and empowered with respect to any property, real or personal, at any time held under any provision of this Trust: to allot, allocate between principal and income, assign, borrow, buy, care for, collect, compromise claims, contract with respect to, continue any business of the Settlor, convey, convert, deal with, dispose of, enter into, exchange, hold, improve, incorporate any business of the Settlor, invest, lease, manage, mortgage, hypothecate (by Deed of Trust or other appropriate instrument), encumber, grant and exercise options with respect to, take possession of, pledge, receive, release, repair, sell, sue for, make distributions in cash or in kind or partly in each without regard to the income tax basis of such asset and in general, exercise all of the powers in the management of the Trust Estate which any individual could exercise in the management of similar property owned in his/her own right, upon such terms and conditions as to the Trustee may seem best, and execute and deliver any and all instruments and do all acts which the Trustee may deem proper or necessary to carry out the purposes of this Trust, without being limited in any way by the specific grants of power made, and without the necessity of a court order.

The Trustee is authorized to pledge the assets of the Trust to secure the indebtedness of the Settlers.

### Securities Authorization

The Trustee is empowered to buy, sell, trade and deal in stocks, bonds, mutual funds and securities of all nature (including "short" sales) and commodities of every nature, and contracts for future delivery of commodities of every nature on margin or otherwise; whether those contracts be in the nature of "puts" or "calls" as such terms are normally understood in the securities industry; and for such purpose to maintain and operate margin and commodities accounts with brokers; and in connection therewith, to borrow money and to pledge any and all stocks, bonds, securities, mutual funds, commodities and contracts for the future delivery

thereof, held or purchased by the Trustee, with such brokers for loans and advances made to the Trustee.

The Trustee is empowered to participate in voting trusts, pooling agreements, foreclosures, reorganizations, consolidations, mergers and liquidations, and in connection therewith to deposit securities with and transfer title to any protective or other committee under such terms as the Trustee may deem advisable.

The Trustee is empowered to engage in listed option transactions (including initiating and closing transactions) of the following nature: Covered Writing, Uncovered Writing, Buying, Spreading and Uncovered Call Writing.

The Trustee is expressly authorized in the Trustee's sole discretion to exercise any option to purchase stock under any stock option purchase plan in which any decedent Beneficiary is a participant.

The Trustee shall have the power, unless limited by law, in the Trustees' absolute discretion to hire, employ and retain third parties and managers of Trust assets and to grant to such managers authority to manage, buy, and sell Trust assets at such managers' discretion, provided that in selecting any such manager the Trustees shall exercise the care which persons of prudence, discretion and intelligence employ on their own account and further provided that any such grant of powers to any such manager shall be in writing.

The Trustee is authorized to employ attorneys, accountants, investment advisors, investment managers, specialists and such other agents as the Trustee shall deem necessary or desirable. The Trustee shall have the authority to appoint an investment manager or managers to manage all or any part of the assets of the Trust, and to delegate to said manager investment discretion, within the limits prescribed by law, if any. Such appointment shall include the power to acquire and dispose of such assets. The Trust shall be solely liable for the compensation of such attorneys, accountants, investment advisors, investment managers, specialists and other agents and any other related costs or expenses.

If the Trustee elects to appoint an investment manager, the Trustee shall enter into an agreement with each investment manager so appointed, specifying the duties and compensation of such investments manager and other terms and conditions under which such investments manager shall be retained. The Trustee shall not be liable for any act or omission of any investment manager, and shall not be liable for following the advice of any investment manager, with respect to any duties delegated to the investment manager.

The Trustee shall have the power to determine the portion of the Trust assets to be invested pursuant to the direction of a designated investment manager and to set investment objectives and guidelines for the investment manager.

The investment manager shall have the same power to invest and reinvest the assets of the Trust under his/her management that he/she would have if he/she were him/herself the Trustee of the Trust (subject to the guidelines established by the Trustee).

#### Sub-Chapter S Authorization

It is the Trustors' intent that all Trusts and shares created hereby each qualify as a Qualified Subchapter S Trust ("QSST") for federal tax purposes (if the appropriate election is made) and in any event to conform to the requirements of the provisions of the Internal Revenue Code from time to time existing with respect to the federal income tax treatment of S Corporations and their shareholders with respect to any S Corporation Stock or rights therein. The Trustors intend that the provisions of this Trust, including any power, duty or discretionary authority, be construed to conform to that intent. To the extent that any such provision cannot be so construed with respect to any S Corporation Stock or rights therein, it shall be deemed void as to such Stock or right. In no event shall the Trustee take any action or have any power that will impair the power of such trusts or shares to hold S Corporation stock, and all provisions regarding such trusts shall be interpreted to conform to that objective with respect to any S Corporation Stock or rights therein.

IN WITNESS WHEREOF, the provisions of this Declaration of Trust shall bind Rowan O. Brick and Helen K. Brick as Trustors, and Rowan O. Brick and/or Helen K. Brick as Trustees; Successor Trustees assuming the role of Trustee hereunder, and the Beneficiaries of this Trust as well as their successors and assigns.

Dated at Bellevue, Washington, July 29, 1992.

TRUSTORS:

Rowan O. Brick  
Rowan O. Brick

TRUSTEES:

Rowan O. Brick  
Rowan O. Brick

Helen K. Brick  
Helen K. Brick

Helen K. Brick  
Helen K. Brick

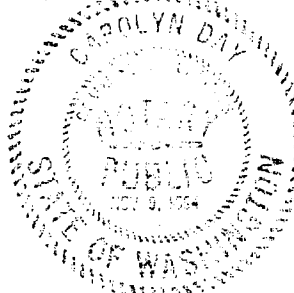
ss. { STATE OF WASHINGTON  
{ COUNTY OF KING

On July 29, 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared Rowan O. Brick and Helen K. Brick, known to me or proved to me on the basis of satisfactory evidence to be the persons whose names are subscribed to the within instrument and acknowledged that they executed the same.

WITNESS my hand and official seal.

Carolyn Day  
NOTARY PUBLIC in and for the  
State of Washington residing at:

Bellevue



My Commission Expires: 11-9-94